

**Young Conaway Stargatt & Taylor, LLP**

Rockefeller Center  
1270 Avenue of the Americas  
Suite 2210  
New York, New York 10020  
Telephone: (212) 332-8840  
Facsimile: (212) 332-8855  
Matthew B. Lunn  
Justin P. Duda

*Attorneys for Irving H. Picard, Trustee  
for the Substantively Consolidated SIPA Liquidation  
of Bernard L. Madoff Investment Securities LLC  
and the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation of  
Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

KEN-WEN FAMILY LIMITED PARTNERSHIP;  
KENNETH W. BROWN, in his capacities as a

Adv. Pro. No. 10-04468 (SMB)

General Partner of the Ken-Wen Family Limited  
Partnership; and WENDY BROWN,

Defendants.

**STIPULATION AND ORDER FOR VOLUNTARY DISMISSAL  
OF DEFENDANT WENDY BROWN WITH PREJUDICE**

Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, *et seq.* (“SIPA”), and the substantively consolidated estate of Bernard L. Madoff individually, by and through his counsel, Baker & Hostetler LLP, and Wendy Brown (“Defendant”), by and through her counsel, David B. Bernfeld of Bernfeld, DeMatteo & Bernfeld, LLP (collectively, the “Parties”), hereby stipulate and agree to the following:

1. On November 30, 2010, the Trustee filed and served the Complaint against Defendant.
2. On September 18, 2015, Defendant filed and served her Answer to the Complaint.
3. In accordance with Federal Rule of Bankruptcy Procedure 7041(a)(1)(ii), and Federal Rule of Civil Procedure 41(a)(1), the Parties hereby stipulate to dismiss the Trustee’s claims against Defendant in the above-captioned adversary proceeding with prejudice.
4. Nothing herein shall affect the Trustee’s claims in the Adversary Proceeding against any defendant other than the Defendant, and the Trustee hereby preserves all his rights and claims against any defendant other than the Defendant.
5. The provisions of this Stipulation shall be binding upon and shall inure to the benefit of the Parties and their respective successors and assigns and upon all creditors and parties of interest.
6. This Stipulation may be signed by the Parties in any number of counterparts, each

of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

7. The Bankruptcy Court shall retain jurisdiction over this Stipulation.

Date: January 15, 2021  
New York, New York

**YOUNG CONAWAY STARGATT &  
TAYLOR, LLP**

By: /s/ Justin P. Duda  
Rockefeller Center  
1270 Avenue of the Americas  
Suite 2210  
New York, New York 10020  
Telephone: (212) 332-8840  
Facsimile: (212) 332-8855  
Matthew B. Lunn  
Email: mlunn@ycst.com  
Justin P. Duda  
Email: jduda@ycst.com

*Attorneys for Irving H. Picard, Trustee  
for the Substantively Consolidated SIPA  
Liquidation of Bernard L. Madoff Investment  
Securities LLC and the Estate of Bernard L.  
Madoff*

**BERNFELD, DEMATTEO &  
BERNFELD, LLP**

By: /s/ David B. Bernfeld  
600 Third Avenue, 2<sup>nd</sup> Floor  
New York, New York 10016  
Telephone: (212) 661-1661  
Facsimile: (212) 957-9610  
David B. Bernfeld  
Email: dbblaw@hotmail.com

*Attorneys for Defendant Wendy Brown*

SO ORDERED:

Dated: **January 19, 2021**  
New York, New York

/s/ STUART M. BERNSTEIN  
Hon. Stuart M. Bernstein  
United States Bankruptcy Judge